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8 Attorneys for Chapter 7 Trustee
9 PAUL J. MANSDORF

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1 On January 9, 2013, at 2:00 p.m., or as soon thereafter as the matter may be heard, before
2 the Honorable Roger L. Efremsky, United States Bankruptcy Judge, United States Bankruptcy
3 Court, 1300 Clay Street, Courtroom 201, Oakland, California 94612, Paul J. Mansdorf, Trustee
4 (the “Trustee”) will move, and hereby moves, for an order authorizing him to sell substantially all
5 of the assets of the bankruptcy estate to xStream Wireless Works, Inc. or nominee, for \$60,000
6 plus all fees advanced by xStream Wireless Works to preserve the intellectual property. The
7 assets include all intellectual property, including patent or patent application numbers
8 20090100495, 20090002556, 20090009662, 20090074051, and 20090006882; all claims or
9 causes of action relating to the intellectual property; all personal tangible property including
10 inventory and equipment; and all notes and rights to payment payable by Sai Manapragada. The
11 assets being sold do not include cash on hand, accounts receivable or notes (other than from Mr.
12 Manapragada), tax refunds, and avoidance actions. As further consideration, the Petitioning
13 Creditors Ronald W. Moeckel, Ankit Sahu, and Max Lightfoot waive any claims or rights to
14 payment from the bankruptcy estate. The sale of the assets will be free and clear of the asserted
15 liens of Groover & Associates PLLC, Dale Kluesing, and Averett Family Trust because their
16 asserted liens are in bona fide dispute.¹

17 The sale is subject to overbids. The first overbid for the assets shall be \$70,000 PLUS all
18 monies advanced by xStream Wireless Works to preserve the intellectual property estimated to be
19 \$14,000, and bidding will continue in \$1,000 increments thereafter. Overbidding will take place
20 at the hearing on the Motion. Anyone wishing to overbid must submit a cashier’s check in the
21 amount of \$70,000 made payable to “Paul J. Mansdorf, Trustee” plus proof of ability to perform
22 no later 5:00 p.m. PST on Wednesday, December 26, 2012, to the Trustee’s counsel, Jeremy W.
23 Katz, Pinnacle Law Group LLP, 425 California Street, #1800, San Francisco, CA 94104, Tel:
24 (415) 394-5700. The Trustee reserves the right in his sole discretion to disqualify any prospective
25 overbidder whom he believes will not be able to perform. In addition, the intellectual property
26 will be listed for sale on the NABT Asset Sale website.

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¹ The terms of the sale are more fully described in the memorandum of points and authorities and in the term sheet
accompanying the Trustee’s declaration in support of the Motion.

This Motion is brought pursuant to BLR 6004-1, BLR 9014-1, Rules 2002 and 6004 of the Federal Rules of Bankruptcy Procedure, and 11 U.S.C. § 363(b)(1) and(f)(4). The Motion is made on the grounds that the proposed sale of the estate's interest in the assets is in the best interests of the bankruptcy estate and its creditors and is appropriate for sound business reasons.

The Trustee also seeks a waiver of the 14-day stay of Federal Rule of Bankruptcy Procedure 6004(h).

The motion is based on the Motion, the Memorandum of Points and Authorities, the accompanying declarations, and upon such further and other evidence as the Court may consider.

Any opposition shall be filed and served on the initiating party at least 14 days prior to the actual scheduled hearing date.

Date: November 30, 2012

PINNACLE LAW GROUP LLP

By: Jeremy W. Katz
Jeremy W. Katz
Attorneys for Trustee
PAUL J. MANSDORF